

# **Exhibit 4**

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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE: TERRORIST                    )  
ATTACKS ON                         ) 03-MDL-1570  
SEPTEMBER 11, 2001                ) (GBD)(SN)  
\_\_\_\_\_ )

WEDNESDAY, JANUARY 23, 2019

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Videotaped deposition of Riaz M.  
Khan, held at the offices of DLA Piper Spain,  
Paseo de la Castellana, 35 -2º 28046, Madrid,  
Spain, commencing at 9:28 a.m., on the above  
date, before Carrie A. Campbell, Registered  
Diplomate Reporter, Certified Realtime  
Reporter, Illinois, California & Texas  
Certified Shorthand Reporter, Missouri &  
Kansas Certified Court Reporter.

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<p style="text-align: right;">Page 30</p> <p>1 Q. All right. And during that '88 2 to '96 time period with the ANSS project as 3 an administrative assistant, what were your 4 responsibilities? 5 A. The same responsibility, 6 vacations, employees' vacation, and the 7 filing system. 8 Q. Vacations, is it price 9 indication? 10 A. Employee vacation. Employees' 11 vacation. 12 MR. KRY: Employee vacation. 13 QUESTIONS BY MR. HAEFELE: 14 Q. Employee vacation. 15 What else? 16 A. And filing. 17 Q. And filing. 18 So employee vacation and 19 filing? 20 A. Yes. 21 Q. Anything else? 22 A. No. 23 Q. And who did you work for there? 24 MR. NITZ: Objection. 25</p>	<p style="text-align: right;">Page 32</p> <p>1 A. Yes. 2 Q. What was your responsibilities 3 as a coordinator for the manpower services? 4 A. As a coordinator manpower 5 services, this project is belong to the ANSS 6 and navigation support system, which is 7 belong to PCA, Presidency of Civil Aviation. 8 They are sending the papers from there to 9 hire the people. So these papers work when 10 is coming approaching to their project 11 manager, whoever the project manager or the 12 project director is going to be him and after 13 that, he was forwarding the paper to me just 14 to provide the salary scales as per the 15 budgeted salary or what we have received from 16 our finance department. 17 So give the proposal request to 18 him with the document what we receive from 19 the ANSS project with the salaries mentioned 20 there of what is the minimum salary and the 21 maximum salary of that position. 22 And after that, he will give 23 the document and we will generate the offers 24 and we will send these offers to the PCA, 25 which is the ANSS project. And after that,</p>
<p style="text-align: right;">Page 31</p> <p>1 QUESTIONS BY MR. HAEFELE: 2 Q. Who was your boss? 3 A. Samir Magboul. 4 Q. Was there a difference between 5 the PCA airport project and the ANSS project? 6 Strike that. 7 What was the difference between 8 the PCA airport project and the ANSS project? 9 MR. NITZ: Objection. 10 THE WITNESS: The PCA project, 11 there was -- it was the only operation 12 and maintenance cleaning project. And 13 the ANSS project is the air navigation 14 support system project. 15 QUESTIONS BY MR. HAEFELE: 16 Q. I'm not sure I understood that 17 last part. 18 And the ANSS project is the 19 what? 20 A. Air navigation support system 21 project. 22 Q. Okay. And your next position 23 is from '96 to 2005 with Dallah Avco as a 24 coordinator manpower services for the ANSS 25 project, right?</p>	<p style="text-align: right;">Page 33</p> <p>1 they will return back and the same document 2 will be transferred to the HR department to 3 enter in the company computer system. 4 Q. What was your job 5 responsibilities as coordinator? 6 A. Coordinator, as I told you, 7 when we received the paper from the PCA, that 8 is coming to the project director, and 9 project director is marking the paper to me 10 to arrange -- ask for the request what is 11 given and then his offer. 12 Q. The term "manpower services," 13 is that a segment of the ANSS project? 14 How would you describe manpower 15 services with -- within the structure of the 16 ANSS project? 17 MR. NITZ: Objection. 18 THE WITNESS: Actually, this is 19 from the Dallah side, ANSS project 20 they have the two parts: One part 21 is -- which is belong to the PCA Civil 22 Aviation and the -- I working belong 23 to Dallah Avco. 24 QUESTIONS BY MR. HAEFELE: 25 Q. So there's a part of the ANSS</p>

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<p style="text-align: right;">Page 38</p> <p>1 A. Let me see. I don't know what 2 it is. 3 Q. Do you know what any of the 4 positions were in the ANSS project under the 5 PCA? 6 MR. NITZ: Objection. 7 THE WITNESS: No, I don't 8 really remember. It was so many 9 positions. 10 QUESTIONS BY MR. HAEFELE: 11 Q. All right. Do you know what a 12 senior contract specialist is? 13 A. No. 14 Q. No? 15 A. No. 16 (Khan Exhibit 86 marked for 17 identification.) 18 QUESTIONS BY MR. HAEFELE: 19 Q. Mr. Khan, I'm showing you an 20 exhibit I've marked as Exhibit Khan 86. 21 This is a document that was 22 produced by Dallah Avco, and it's Bates 23 stamped DA000099 with a term "Notice of 24 Employment" in bold at the top. 25 Have you seen this document</p>	<p style="text-align: right;">Page 40</p> <p>1 Dallah Avco logo on the document, right? 2 A. Yes. 3 Q. And on the next line and to the 4 right side of the document, there's an 5 indication that the date on the document is 6 6 June 1995, right? 7 A. Yes. 8 Q. And on the next line down where 9 it says "Employee Names," the document 10 indicates it's a notice of employment -- that 11 this notice of employment is about Omar 12 Al-Bayoumi, right? 13 MR. NITZ: Objection. 14 THE WITNESS: As written there, 15 Omar Al-Bayoumi. 16 QUESTIONS BY MR. HAEFELE: 17 Q. It indicates it's about Omar 18 Ahmed Mustafa Al-Bayoumi, correct? 19 A. This is the general document, 20 as I told you, using for all the employees. 21 Q. Okay. Well, can we look down 22 on the bottom left-hand side under where it 23 say "Approval," and it says "Base/Site 24 Manager"? 25 A. Yes.</p>
<p style="text-align: right;">Page 39</p> <p>1 before? 2 MR. NITZ: Objection. 3 You can answer other than to 4 the extent that you've seen it in 5 conversations with your lawyers. 6 QUESTIONS BY MR. HAEFELE: 7 Q. Well, to the extent that you've 8 seen it at all. If you've seen it at all, 9 I'm entitled to know. 10 A. This is a general document, 11 what we are using for the Dallah Avco. Our 12 HR department using this document, general 13 document, to enter the employee data in the 14 computer. 15 Q. All right. So you don't recall 16 whether you've actually seen this particular 17 document before; is that right? 18 A. No. General documents, the 19 general documents. 20 Q. You've seen documents like 21 this? 22 A. Like this, yes, and like this 23 we was using. 24 Q. All right. In looking at the 25 upper left side of the document, that is a</p>	<p style="text-align: right;">Page 41</p> <p>1 Q. Can you tell me whose signature 2 that is? 3 A. This is my signature. 4 Q. That's your signature, correct? 5 A. Yes. 6 Q. So at some point in time, you 7 must have seen this document to sign it, 8 correct? 9 MR. NITZ: Objection. 10 THE WITNESS: As I told you, 11 this is the general document, so for 12 all the employees we have to look at 13 this. 14 QUESTIONS BY MR. HAEFELE: 15 Q. Let me ask this. Your hands 16 must have been on this document to sign it, 17 correct? 18 MR. NITZ: Objection. 19 THE WITNESS: Yes, I sign this 20 document. 21 QUESTIONS BY MR. HAEFELE: 22 Q. You signed this document, 23 correct? 24 A. Yes. 25 Q. And what does your signature</p>

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<p style="text-align: right;">Page 46</p> <p>1 the notice. This is just the name of</p> <p>2 the notice of employment, general</p> <p>3 document, to enter the data in</p> <p>4 computer.</p> <p>5 QUESTIONS BY MR. HAEFELE:</p> <p>6 Q. What's the purpose of a</p> <p>7 document called "Notice of Employment"?</p> <p>8 A. Really, I don't know about</p> <p>9 that.</p> <p>10 Q. And you don't know to whom it</p> <p>11 was providing notice of employment?</p> <p>12 MR. NITZ: Objection.</p> <p>13 THE WITNESS: No, they are not</p> <p>14 providing to anybody. HR, just they</p> <p>15 are making to enter the employee</p> <p>16 document.</p> <p>17 QUESTIONS BY MR. HAEFELE:</p> <p>18 Q. The indication just under where</p> <p>19 it says "Notice of Employment" says "new</p> <p>20 hire."</p> <p>21 What does that mean?</p> <p>22 MR. NITZ: Objection.</p> <p>23 THE WITNESS: New hire means</p> <p>24 for the new employee.</p> <p>25</p>	<p style="text-align: right;">Page 48</p> <p>1 QUESTIONS BY MR. HAEFELE:</p> <p>2 Q. Well, let me just ask you what</p> <p>3 does the term "assigned site" mean?</p> <p>4 MR. NITZ: Objection.</p> <p>5 THE WITNESS: Assigned site,</p> <p>6 this is by the PCA.</p> <p>7 QUESTIONS BY MR. HAEFELE:</p> <p>8 Q. I don't understand.</p> <p>9 What is an assigned site as</p> <p>10 used in Khan 86?</p> <p>11 A. Yes. Assigned site actually is</p> <p>12 as per the contract. They've given the</p> <p>13 document they are providing for the hiring,</p> <p>14 you hire the people, for the assigned site is</p> <p>15 going to be assigned for this site. They</p> <p>16 have been many departments above that. They</p> <p>17 have the many sites above that, so that is</p> <p>18 stating the assigned site.</p> <p>19 Q. Is all of the information</p> <p>20 that's in here on Khan 86 something that is</p> <p>21 provided to Dallah Avco from the PCA?</p> <p>22 A. Yes.</p> <p>23 Actually, this document has</p> <p>24 been created the instruction from the PCA --</p> <p>25 without the PCA authorization, we are not</p>
<p style="text-align: right;">Page 47</p> <p>1 QUESTIONS BY MR. HAEFELE:</p> <p>2 Q. So would this be indicating</p> <p>3 that Mr. Bayoumi was a new -- new employee?</p> <p>4 MR. NITZ: Objection.</p> <p>5 THE WITNESS: It is written</p> <p>6 here new hire.</p> <p>7 QUESTIONS BY MR. HAEFELE:</p> <p>8 Q. So was this an indication that</p> <p>9 the first time that Mr. Bayoumi became an</p> <p>10 employee through Dallah Avco to the ANSS</p> <p>11 project --</p> <p>12 MR. NITZ: Objection.</p> <p>13 QUESTIONS BY MR. HAEFELE:</p> <p>14 Q. -- was June the 6th in 1995?</p> <p>15 MR. NITZ: Objection.</p> <p>16 THE WITNESS: As per written</p> <p>17 there here.</p> <p>18 QUESTIONS BY MR. HAEFELE:</p> <p>19 Q. Is that right?</p> <p>20 A. As per mentioned here.</p> <p>21 Q. Where it says "Assigned Site,"</p> <p>22 and it says "210051-JED."</p> <p>23 What is assigned site?</p> <p>24 MR. NITZ: Objection.</p> <p>25 THE WITNESS: 201?</p>	<p style="text-align: right;">Page 49</p> <p>1 creating any document about this.</p> <p>2 Dallah had the contract with</p> <p>3 the PCA, and PCA they are sending the</p> <p>4 normally letter, general letter, to hire the</p> <p>5 people or terminate the people or</p> <p>6 promotion -- to give the promotion to people.</p> <p>7 They are sending the people on the basis that</p> <p>8 paper, Dallah, they are preparing the paper</p> <p>9 under instruction from the PCA.</p> <p>10 Q. When you say "on the basis of</p> <p>11 that paper," you're talking about the</p> <p>12 contract with the PCA?</p> <p>13 A. Yes.</p> <p>14 Q. When it says "department" and</p> <p>15 then it says "Jeddah sector," what is</p> <p>16 department?</p> <p>17 A. As I told you, they have the</p> <p>18 many departments in the contract as per the</p> <p>19 contracts, they are writing the Jeddah.</p> <p>20 Because as per the ANSS contract, it was</p> <p>21 the administrators, they are working the</p> <p>22 people in the Jeddah, they're working people</p> <p>23 in Dammam, they have people working Abha,</p> <p>24 people working in Riyadh, and people working</p> <p>25 in Dive and people working was in the Medina.</p>

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<p style="text-align: right;">Page 50</p> <p>1 Q. And the Jeddah sector --</p> <p>2 A. And the Jeddah sector is</p> <p>3 working the Jeddah head office PCA.</p> <p>4 Q. So the Jeddah sector is</p> <p>5 something that's defined by PCA?</p> <p>6 A. PCA.</p> <p>7 Q. And on the right-hand side, if</p> <p>8 I go down about two-thirds of the way down</p> <p>9 where it says "Basic Salary and</p> <p>10 Transportation Allowance," are those numbers</p> <p>11 that were defined by the PCA as well?</p> <p>12 A. Yes.</p> <p>13 Q. And where it says under remarks</p> <p>14 "Work Schedule" on the left-hand side about</p> <p>15 two-thirds of the way down, it says "work</p> <p>16 schedule, eight hours per day."</p> <p>17 Do you see that?</p> <p>18 A. Yes.</p> <p>19 Q. Is that something that was</p> <p>20 defined by the PCA as well?</p> <p>21 A. This is the general -- the</p> <p>22 rules for the -- to work the eight hours per</p> <p>23 day.</p> <p>24 Q. All right. Where it says "Job</p> <p>25 Title" on the upper right-hand side, senior</p>	<p style="text-align: right;">Page 52</p> <p>1 because of the -- in front is the paper of</p> <p>2 the Mr. Al-Bayoumi, and we're talking about</p> <p>3 the senior data processing, which was the job</p> <p>4 title, and generally mostly they are</p> <p>5 providing the job title for the -- each and</p> <p>6 every one who assign for the PCA.</p> <p>7 Q. And who made the decision to</p> <p>8 hire the individual that's identified on the</p> <p>9 notice of employment?</p> <p>10 MR. NITZ: Objection.</p> <p>11 THE WITNESS: PCA.</p> <p>12 QUESTIONS BY MR. HAEFELE:</p> <p>13 Q. Do you know what qualifications</p> <p>14 are necessary for that particular position?</p> <p>15 A. I don't remember.</p> <p>16 (Khan Exhibit 87 marked for</p> <p>17 identification.)</p> <p>18 QUESTIONS BY MR. HAEFELE:</p> <p>19 Q. Sir, I'm showing you what's</p> <p>20 been marked Khan 87.</p> <p>21 Khan 87 --</p> <p>22 MR. NITZ: Excuse me, can I</p> <p>23 have a copy of that, please?</p> <p>24 MR. HAEFELE: Oh, yeah, sure</p> <p>25 can. I'm sorry.</p>
<p style="text-align: right;">Page 51</p> <p>1 data -- or is it processing technician? Is</p> <p>2 that -- see where it says "SNR DATA PROC</p> <p>3 technician."</p> <p>4 Do you see that?</p> <p>5 A. Yes.</p> <p>6 Q. Is that senior data processing</p> <p>7 technician?</p> <p>8 A. This looks senior data</p> <p>9 processing technician.</p> <p>10 Q. All right. And is that --</p> <p>11 A. And it's provided by the PCA.</p> <p>12 Q. And they would have indicated</p> <p>13 that that's the position that they wanted</p> <p>14 Mr. Bayoumi assigned to?</p> <p>15 MR. NITZ: Objection.</p> <p>16 THE WITNESS: If you look at it</p> <p>17 with me, the employee's name is</p> <p>18 written there Omar Ahmed Mustafa</p> <p>19 Al-Bayoumi.</p> <p>20 QUESTIONS BY MR. HAEFELE:</p> <p>21 Q. Is the job title something that</p> <p>22 the PCA told Dallah Avco to assign to</p> <p>23 Mr. Bayoumi?</p> <p>24 A. Yes.</p> <p>25 Generally we are looking now</p>	<p style="text-align: right;">Page 53</p> <p>1 MR. NITZ: That's okay. Thank</p> <p>2 you.</p> <p>3 QUESTIONS BY MR. HAEFELE:</p> <p>4 Q. Khan 87 is a document that was</p> <p>5 produced by Dallah Avco with a Bate stamp</p> <p>6 DA000294, and it bears a title "Final</p> <p>7 Settlement."</p> <p>8 Mr. Khan, have you seen a</p> <p>9 document like this before?</p> <p>10 A. Yes, this is the general</p> <p>11 procedure.</p> <p>12 Q. What do you mean "this is the</p> <p>13 general procedure"?</p> <p>14 A. General paperwork. This is the</p> <p>15 general form using by the finance department.</p> <p>16 Q. And what does a final</p> <p>17 settlement represent as indicated in Khan --</p> <p>18 I'm sorry, what did we do it? Khan 87?</p> <p>19 What does a final settlement</p> <p>20 represent as indicated on Khan 87?</p> <p>21 A. If it's the final settlement,</p> <p>22 that means it's the employee terminate, when</p> <p>23 he's finished the contract.</p> <p>24 Q. All right. Do you remember</p> <p>25 when Mr. Bayoumi finished his contract?</p>

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<p style="text-align: right;">Page 58</p> <p>1 Q. So JV HQ Jeddah is a PCA 2 entity? 3 A. PCA headquarter. 4 Q. And whose signature is over the 5 spot where it says "Manager 6 Name/Title/Signature"? 7 Is that the signature Arp 8 Karli? 9 A. Yes, looks like Arp Karli. 10 Q. And was Arp Karli the manager? 11 A. Manager for contract and 12 finance department. 13 Q. I'm sorry, what was Mr. Karli's 14 position? 15 A. Karli's position, director 16 finance and control department in PCA. Which 17 is the short form they are calling CFC. 18 Q. So the CFC is a PCA department? 19 A. PCA department. 20 Q. And Mr. Karli was an employee 21 of the Kingdom of Saudi Arabia's PCA? 22 MR. NITZ: Objection. 23 THE WITNESS: Yes. 24 QUESTIONS BY MR. HAEFELE: 25 Q. And does this document here</p>	<p style="text-align: right;">Page 60</p> <p>1 (Khan Exhibit 89 marked for 2 identification.) 3 QUESTIONS BY MR. HAEFELE: 4 Q. Mr. Khan, I'm showing you a 5 document that's been marked Khan 89. And 6 this is a document that was produced in the 7 litigation by Dallah Avco with the Bates 8 number DA000098. 9 It has the Dallah Avco 10 letterhead on it, right? 11 A. Yes. 12 Q. And similar to -- 13 A. Similar to the 86. 14 Q. Pardon me? 15 A. Similar to the 86. 16 Q. Yes, similar to 86, Khan 86. 17 This is a notice of employment, 18 correct? Correct? 19 A. Yes, sir. 20 Q. And in this notice of 21 employment, it indicates below the notice of 22 employment that's it's a rehire-MM. 23 Do you know what that means? 24 MR. NITZ: Objection. 25 THE WITNESS: Yeah, rehire</p>
<p style="text-align: right;">Page 59</p> <p>1 indicate that the first day that Mr. Bayoumi 2 reported for work was 6 June 1995? 3 MR. NITZ: Objection. 4 THE WITNESS: As is written 5 there 6 June '95. 6 QUESTIONS BY MR. HAEFELE: 7 Q. And I take it that you don't 8 know what job Mr. Bayoumi reported for, 9 right? 10 A. Oh, really I don't know about 11 that. 12 Even though, excuse me, if I 13 can explain, you know, they're not really 14 indicating this is the person is reporting 15 and what they are doing. Generally is the 16 work the employees going to the PCA they're 17 reporting there and what they are doing, we 18 don't know about that. They are working for 19 them, and they're supervising about that. 20 They're the responsible for them, PCA. 21 Q. Okay. But just to clarify, 22 Mr. Karli is an employee of the -- of the 23 PCA, right? 24 MR. NITZ: Objection. 25 THE WITNESS: PCA employee.</p>	<p style="text-align: right;">Page 61</p> <p>1 means he the -- man, he was terminated 2 and again rehired. So they said 3 rehire -- MM is for the man month, 4 which is the position for -- that 5 belong to the man month civil aviation 6 PCA position. 7 QUESTIONS BY MR. HAEFELE: 8 Q. What's man month position? 9 A. They call them man month 10 position in the contract, PCA contracts. 11 Q. And what is a man month 12 position? 13 A. Actually, they was calling 14 about it a man month position, so I don't 15 really know about that what it indicated as a 16 man month. 17 Q. So you don't know what man 18 month means? 19 A. No idea. 20 Q. Do you know how many people had 21 positions in the man month position? 22 MR. NITZ: Objection. 23 THE WITNESS: Really, I don't 24 remember what it was. I think 25 1,400-some employees was working</p>

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<p>1 Q. Was vacation time something</p> <p>2 that had value?</p> <p>3 In other words, if vacation was</p> <p>4 not used, did the employee get paid for that</p> <p>5 time?</p> <p>6 A. If not used?</p> <p>7 Q. Yes.</p> <p>8 Let me rephrase it. Just</p> <p>9 giving you an example, Mr. Bayoumi, according</p> <p>10 to Khan 95, had 30 calendar days per year</p> <p>11 vacation, right? Correct?</p> <p>12 A. Yes.</p> <p>13 Q. And if Mr. Bayoumi indicated</p> <p>14 that he never took any vacation time, would</p> <p>15 he get paid for that, those 30 days?</p> <p>16 A. I don't have any idea about</p> <p>17 that.</p> <p>18 Q. Who tracked the vacation time?</p> <p>19 A. Sorry?</p> <p>20 Q. Who tracked an employee's</p> <p>21 vacation time?</p> <p>22 A. PCA.</p> <p>23 Q. PCA did?</p> <p>24 A. (Witness nods head.)</p> <p>25 Q. So whether or not an employee</p>	<p>1 A. Yes.</p> <p>2 Q. And this is one of the requests</p> <p>3 for modification and/or authorization of</p> <p>4 contract/agreements, right?</p> <p>5 This is similar to some of the</p> <p>6 documents we've looked at previously?</p> <p>7 A. Similar to the 93.</p> <p>8 Q. And this is a Kingdom of Saudi</p> <p>9 Arabia PCA authorization contract listing an</p> <p>10 effective date of 13 April 2000 for</p> <p>11 Mr. Bayoumi to be hired to a position as</p> <p>12 assistant configuration specialist, right?</p> <p>13 A. Yes.</p> <p>14 Q. Or at least a system config</p> <p>15 spec.</p> <p>16 Do you know what that job is?</p> <p>17 A. I don't know about that.</p> <p>18 Q. Is that a position that's a PCA</p> <p>19 position?</p> <p>20 A. PCA position.</p> <p>21 Q. And the tasks --</p> <p>22 A. Tasks of PCA.</p> <p>23 Q. And the tasks of an assistant</p> <p>24 config spec are tasks that would be defined</p> <p>25 by the PCA?</p>
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<p>1 took a day off or took any vacation time,</p> <p>2 that would be something that was reported to</p> <p>3 and tracked by the PCA and not Dallah Avco?</p> <p>4 A. PCA.</p> <p>5 Q. And would that information be</p> <p>6 given to Dallah Avco in any manner to do</p> <p>7 paperwork related to the vacation time?</p> <p>8 A. Yes.</p> <p>9 Q. And how would that be done?</p> <p>10 A. PCA, they will send the</p> <p>11 employee's vacation -- is going on the</p> <p>12 vacation so-and-so date.</p> <p>13 (Khan Exhibit 96 marked for</p> <p>14 identification.)</p> <p>15 QUESTIONS BY MR. HAEFELE:</p> <p>16 Q. Mr. Khan, I'm giving you a</p> <p>17 document that's been marked as Khan 96, which</p> <p>18 is also a document that was produced in this</p> <p>19 litigation by Dallah Avco bearing a Bates</p> <p>20 number DA000600.</p> <p>21 Do you see that?</p> <p>22 A. Yes.</p> <p>23 Q. And this is a document on the</p> <p>24 letterhead of the Kingdom of Saudi Arabia's</p> <p>25 Ministry of Defense and Aviation PCA, right?</p>	<p>1 A. Yes.</p> <p>2 Q. The Kingdom's Director General</p> <p>3 of the PCA Airways Engineering signed the</p> <p>4 document on the bottom right -- or on the --</p> <p>5 I'm sorry, on the bottom right?</p> <p>6 A. Yes.</p> <p>7 Q. And that's Mohammed Ahmed</p> <p>8 Al-Salmi?</p> <p>9 A. Engineer Mohammed Ahmed</p> <p>10 Al-Salmi.</p> <p>11 Q. And a handwritten note on this</p> <p>12 says, "Riaz, PLS handle."</p> <p>13 That's, "Riaz, please handle,"</p> <p>14 right?</p> <p>15 A. Yes.</p> <p>16 Q. Is it fair to say this was a</p> <p>17 task that was referred to you to perform as</p> <p>18 well?</p> <p>19 MR. NITZ: Objection.</p> <p>20 QUESTIONS BY MR. HAEFELE:</p> <p>21 Q. I'm sorry, yes?</p> <p>22 A. Yes.</p> <p>23 Q. Who decided to assign</p> <p>24 Mr. Bayoumi the position as assistant config</p> <p>25 spec?</p>

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<p>1 PCA does?</p> <p>2 A. No.</p> <p>3 Q. Do you know what they did in</p> <p>4 regard to the ANSS project?</p> <p>5 A. No idea.</p> <p>6 Q. Do you know what their role was</p> <p>7 with regard to the ANSS project to the extent</p> <p>8 that you dealt with them?</p> <p>9 A. No, I don't know.</p> <p>10 MR. NITZ: Objection.</p> <p>11 (Khan Exhibit 101 marked for</p> <p>12 identification.)</p> <p>13 QUESTIONS BY MR. HAEFELE:</p> <p>14 Q. I'm showing you what's been</p> <p>15 marked DA -- I'm sorry, what's been marked as</p> <p>16 Khan 101. And it is a document produced by</p> <p>17 Dallah Avco with Bate stamp DA000083, and it</p> <p>18 is on the PCA's letterhead, right?</p> <p>19 A. Yes.</p> <p>20 Q. Again, there's a notation on it</p> <p>21 that says, "Riaz, please handle," right?</p> <p>22 A. Yes.</p> <p>23 Q. And this is one of the requests</p> <p>24 for modification and/or authorization of</p> <p>25 contract agreement, right?</p>	<p>1 simply a request, or was it essentially a</p> <p>2 demand, do this?</p> <p>3 MR. NITZ: Objection.</p> <p>4 THE WITNESS: Really, I don't</p> <p>5 have any idea about that.</p> <p>6 QUESTIONS BY MR. HAEFELE:</p> <p>7 Q. Well, let me ask you this:</p> <p>8 When you received a request for modification</p> <p>9 and you were told, "Riaz, please handle," was</p> <p>10 it something you could reject and say, "No,</p> <p>11 I'm not going to do what this thing says to</p> <p>12 do"?</p> <p>13 A. No, we cannot reject this one.</p> <p>14 Q. And this document is also about</p> <p>15 Omar Al-Bayoumi, right?</p> <p>16 A. Yeah, he's written his name</p> <p>17 there.</p> <p>18 Q. And is it -- the effective date</p> <p>19 on the document is 12 May 20 -- 12 May 2002?</p> <p>20 A. 12 May 2002.</p> <p>21 Q. And it was a -- the request was</p> <p>22 to terminate Mr. Al-Bayoumi, right?</p> <p>23 A. Yes.</p> <p>24 Q. That means fire him, right?</p> <p>25 A. Terminate means firing.</p>
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<p>1 A. Generally it is coming this</p> <p>2 letter.</p> <p>3 Q. Generally what?</p> <p>4 A. General letter is coming like</p> <p>5 that.</p> <p>6 Q. All right. This is similar to</p> <p>7 the request for modification that we've seen</p> <p>8 previously, right?</p> <p>9 A. Sorry?</p> <p>10 Q. This is a document similar to</p> <p>11 the request for modifications --</p> <p>12 A. Yes.</p> <p>13 Q. -- that we've seen previously,</p> <p>14 right?</p> <p>15 A. Yes.</p> <p>16 Q. When it says "request for</p> <p>17 modification coming from PCA to Dallah Avco,"</p> <p>18 was it actually a request, or was it</p> <p>19 something you were supposed to do?</p> <p>20 Typically a request is a</p> <p>21 polite, you know, I'm asking you to do</p> <p>22 something but you don't have to do it.</p> <p>23 When you got a request for</p> <p>24 modification like this document is titled,</p> <p>25 was this something you had to do, or was it</p>	<p>1 Q. That would be to fire him as of</p> <p>2 12 May 2002?</p> <p>3 A. Yes.</p> <p>4 Q. So where it says in the top box</p> <p>5 there, the third one down, you are authorized</p> <p>6 to take the necessary actions as indicated,</p> <p>7 and in the box next to terminate is marked</p> <p>8 that means -- you're author -- the PCA is</p> <p>9 authorize --</p> <p>10 A. The PCA, they are authorizing.</p> <p>11 Q. So this is a document where the</p> <p>12 Kingdom was instructing Dallah Avco to fire</p> <p>13 Mr. Bayoumi from his position as a senior</p> <p>14 contract specialist on the ANSS project</p> <p>15 effective 12 May 2002, right?</p> <p>16 A. Yes, is written here.</p> <p>17 Q. Did the Kingdom make the</p> <p>18 decision to terminate Mr. Bayoumi from his</p> <p>19 position on the ANSS project?</p> <p>20 A. Generally the PCA, they are</p> <p>21 making the decision employees to terminate</p> <p>22 and to hire as I told you here.</p> <p>23 Q. The PCA is --</p> <p>24 A. The PCA, yes.</p> <p>25 Q. So when I'm saying PCA --</p>

33 (Pages 126 to 129)

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<p style="text-align: right;">Page 162</p> <p>1 refresh your memory as to anything about your 2 testimony? 3 A. No, I don't think so. I don't 4 remember. 5 Q. Okay. And have you done your 6 best to answer all of my questions today to 7 the best of your ability? 8 A. Yes, I will try my best because 9 this is a long time -- very long time, the 10 project is almost -- is very long, and I 11 tried my best to answer. 12 Q. As we sit here today, do you 13 recall Mr. Bayoumi? 14 A. Sorry? 15 Q. Do you recall Mr. Bayoumi? 16 A. No, I could {sic} recall the 17 general employees. 18 Q. Do you recall that he worked on 19 the ANSS project? 20 A. He work on ANSS project, PCA. 21 MR. HAEFELE: All right. Thank 22 you. I don't have any other 23 questions, but I think your counsel 24 may have some questions for you. 25</p>	<p style="text-align: right;">Page 164</p> <p>1 A. No. 2 MR. NITZ: Can we take a quick 3 minute? 4 VIDEOGRAPHER: The time is now 5 1:20. We're going off the record. 6 (Off the record at 1:20 p.m.) 7 VIDEOGRAPHER: The time is now 8 1:20. Back on the record. 9 MR. NITZ: That's all we have. 10 REDIRECT EXAMINATION 11 QUESTIONS BY MR. HAEFELE: 12 Q. Just as a follow up to that. 13 In your experience at the -- at Dallah Avco, 14 what is the other allowance that PCA 15 determined to be paid? What fell into that 16 category of Other Allowance? 17 A. The PCA there was given the 18 allowance because the -- some of the 19 categories, they're not authorized to get 20 overtime. And instead of the overtime, they 21 are paying the other allowance, which you can 22 call the overtime amount. 23 Q. So in this instance, the other 24 allowance, for example -- strike that. 25 For example, if we look at</p>
<p style="text-align: right;">Page 163</p> <p>1 CROSS-EXAMINATION 2 QUESTIONS BY MR. NITZ: 3 Q. Thank you. 4 Mr. Khan, if you could take a 5 look at Exhibit 103, please. 6 A. Yes, sir. 7 Q. And if you look on the left 8 side of that document, it says "Payments," 9 and then listed under Payments there is four 10 lines, and it says, "Basic Salary, Housing 11 Allowance, Other Allowance, Transportation," 12 and I believe Mr. Haeefe talked to you about 13 housing allowance and transportation. I 14 wanted to direct your attention to Other 15 Allowance. 16 Do you see that? 17 A. Yes, it is written here. 18 Q. Who determined how much of an 19 other allowance to pay? 20 A. PCA there this one. 21 Q. Okay. And in your experience 22 on the ANSS project, was there ever an 23 instance where Dallah Avco made a payment to 24 an ANSS employee that was not directed by the 25 PCA?</p>	<p style="text-align: right;">Page 165</p> <p>1 Khan 103, there's an other allowance of 2 17,000 -- 1,742, on top of the basic salary 3 and the housing allowance and the 4 transportation, correct? 5 A. Yes. 6 Q. And would that other allowance 7 be for overtime? 8 A. You can say it as overtime. 9 Q. Pardon me? 10 A. You can say as overtime. 11 Q. Would other allowance include 12 expenses, or would expenses be on top of 13 that? 14 MR. NITZ: Objection. 15 QUESTIONS BY MR. HAEFELE: 16 Q. In other words, if an employee 17 had expenses that they expensed to the 18 project and the PCA would pay for those 19 expenses, correct? 20 MR. NITZ: Objection. 21 THE WITNESS: No, I don't have 22 any idea about that. 23 QUESTIONS BY MR. HAEFELE: 24 Q. All right. So the only thing 25 other allowance stands for is additional</p>

42 (Pages 162 to 165)

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORKIn re TERRORIST ATTACKS ON  
SEPTEMBER 11, 2001*This document relates to:*  
All cases

No. 03 MDL 1570 GBD FM

**ERRATA SHEET FOR THE  
DEPOSITION OF RIAZ KHAN  
(January 23, 2019)**

<b>Page and Line</b>	<b>Current Text</b>	<b>Revised Text</b>	<b>Reason</b>
42:3-6	The signing this document that means here are the salaries, 14, 30, 10, about the salaries and the position	The signing this document that means here are the salaries, for what is the return, about the salaries and the position	Transcription error
49:24-25	people working in Dive	people working in Ta'if	Transcription error
58:9	Yes, looks like Arp Karli.	Yes, looks like Alp Karli.	Transcription error
94:17-18	No. No, this is not the mean {sic}.	No. No, this is not the meaning.	Transcription error
111:14	General {sic} from the PCA.	For all ANSS employees in general, the PCA.	Clarification
144:25- 145:1	Written Kingdom of Saudi Arabia	Within the Kingdom of Saudi Arabia	Transcription error

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on March \_\_, 2019

  
 Riaz Khan